

IN RE LOWER MANHATTAN DISASTER SITE LITIGATION

GRISEL HERRERA,

Plaintiffs,

- against -

DOCKET NO.

07-CIV- 8729

Judge Hellerstein

MAYORE ESTATES LLC, 80 LAFAYETTE ASSOCIATES, LLC,  
 MAYORE ESTATES LLC AND 80 LAFAYETTE ASSOCIATION LLC  
 AS TENANTS IN COMMON, BROOKFIELD FINANCIAL  
 PROPERTIES, LP, BLACKMON-MOORING-STEAMATIC  
 CATASTROPHE, NC. d/b/a BMS CAT, BLUE MILLENNIUM REALTY  
 LLC, CENTURY 21 DEPARTMENT STORES LLC, HARRAH'S  
 OPERATING COMPANY, INC., HILTON HOTELS CORPORATION,  
 RESNICK 75 PARK PLACE, LLC, JACK RESNICK & SONS, INC.,  
 LLC, 127 JOHN STREET REALTY LLC, WFP RETAIL CO. L.P.,  
 AMERICAN EXPRESS COMPANY, AMERICAN EXPRESS BANK,  
 LTD, AMERICAN EXPRESS TRAVEL RELATED SERVICES  
 COMPANY, INC., LEHMAN BROTHERS, INC., LEHMAN  
 COMMERCIAL PAPER, INC., LEHMAN BROTHERS HOLDINGS  
 INC., BFP TOWER C CO. LLC,

Defendants.

STEPHANIE LOPEZ, being duly sworn, deposes and says:

I am over 18 years of age, I am not a party to the action, and I reside in the Bronx  
 County in the State of New York.

That on the 2<sup>nd</sup> day of January, 2008, at approximately 10:45 a.m. at 110 East 59<sup>th</sup> Street,  
 New York, New York 10022, deponent served the within copy of the Summons and  
 Complaint upon Jack Resnick & Sons, Inc. by delivering thereat a true copy of same to  
 Martin McNair, mailroom supervisor, an individual of suitable age and discretion.  
 Deponent describes person served as aforesaid to the best of deponent's ability at the time  
 and circumstances of service as follows: **Male African American, Brown skin, Black  
 hair, approx. 40-45, height approx. 5'5"-5'8"**

*Stephanie Lopez*  
 Stephanie Lopez

Sworn to before me this  
 2 day of January 2008

*[Signature]*  
 Notary public

**BEATRIZ DOLORES ARANA**  
 Notary Public, State of New York  
 No. 01AR6132940  
 Qualified in Queens County  
 Commission Expires August 29, 2009